

3. Citation No. 2704403 was issued January 22, 1986, when he observed that a booster pump was not housed in a fireproof structure and the air current used to ventilate the pump was not coursed directly into the return. The pump was a 20 Horsepower T & T fresh water pump located at No. 6 stopping. The pump had been in this location at least one year.

4. Citation No. 2704404 was issued January 22, 1986, when he observed that a gathering pump was not housed in a fireproof structure with the air current coursed directly into the return. The pump was a 10 Horsepower T & T direct current pump located at No. 50 Block, 1 East Track. The pump had been in this location for about three to five years.

5. Citation No. 2704405 was issued January 22, 1986, when he observed a gathering pump not installed in a fireproof area with the air current vented directly into the return. The pump was a 10 Horsepower T & T direct current pump located at the No. 9 stopping in the No. 3 Butt Section. The pump had been in this location at least one year.

6. Citation No. 2704406 was issued January 22, 1986, when he observed a gathering pump not housed in a fireproof structure with the air current vented directly into the return. The pump was a 10 Horsepower T & T pump located at No. 21 stopping in the No. 3 Butt Section. The pump had been in this location for at least one year.

7. None of the pumps cited was in a working section. Nor did the pumps advance with any working section.

8. Given the length of time at each location, and each pump's function and expected use, long-term installation and use of each pump were clearly established by the evidence.

Booster Pumps

9. The function of a booster pump is to boost the water pressure at the working faces in the working sections inby the pump. There are 10 booster pumps in the mine. At the time of hearing, all were located in the track haulage entry outby the working sections. Booster pumps generally stay in the same location until the sections served by them are driven up and pulled back on retreat. They are usually in the same place at least one year.